## FILED

FEB 1 3 2012

SECRETARY, BOARD OF OIL, GAS & MINING

## BEFORE THE BOARD OF OIL, GAS AND MINING DEPARTMENT OF NATURAL RESOURCES STATE OF UTAH

REQUEST OF THOMAS F. MILLER
FOR AGENCY ACTION REGARDING
THE DIVISION OF OIL, GAS, AND
MINING'S ACTIONS CONCERNING
THE VIPONT MINE, LOCATED IN
SECTION 6 OF TOWNSHIP 14
NORTH, RANGE 17 WEST, SECTION
31 OF TOWNSHIP 15 NORTH,
RANGE 17 WEST, AND SECTION 12,

TOWNSHIP 14 NORTH, RANGE 18 WEST, IN BOX ELDER COUNTY,

UTAH.

ORDER FOR WITHDRAWAL OF REQUEST FOR AGENCY ACTION

Docket No.: 2012-001

Cause No.: S/003/035

Based on the Stipulation between the Division of Oil, Gas, and Mining and Petitioner, Thomas F. Miller, through their respective counsel of record and filed with the Board on February 8, 2012 and for good cause appearing;

NOW THEREFORE, the Request for Agency Action ("RAA") filed by Thomas F.

Miller on November 22, 2011 is hereby withdrawn.

DATED this 13 day of FEB., 2012.

STATE OF UTAH BOARD OF OIL, GAS AND MINING

James T. Jensen, Charman 1594 West North Temple, Suite 1210

Salt Lake City, Utah 84116

## CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing ORDER for Docket No. 2012-001, Cause No. S/003/035 to be mailed with postage prepaid, this 13th day of February, 2012, to the following:

Mark Hilty
Hamilton, Michaelson & Hilty, LLP
1303 – 12<sup>th</sup> Avenue Road
PO Box 65
Nampa, Idaho 83653-0065

Michael S. Johnson Assistant Attorneys General Utah Board of Oil, Gas & Mining 1594 West North Temple, Suite 300 Salt Lake City, UT 84116 [Via Email]

Steven F. Alder
Assistant Attorneys General
Utah Division of Oil, Gas & Mining
1594 West North Temple, Suite 300
Salt Lake City, UT 84116
[Via Email]

Thomas F. Miller 1116 N. Frontage Rd. Deer Lodge, MT 59722

Mark Wilson NorthStar Energy LLC 12935 South West Bayshore Drive, Ste 355 Traverse City, MI 49684

Julie Am Cartar